

IN THE UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF TEXAS
WICHITA FALLS DIVISION

JERMAINE L FERRELL

CASE NO. 14-70017-HDH-13

AKA1:
DBA1:
SS#1: xxx-xx- 5377

AKA2:
DBA2:
SS#2:

REPORT OF 341 MEETING

I. 341 MEETING REPORT:

A. Orig. Date: 2/21/2014 Orig. Time: 2:00 PM Reset Date: Reset Time:
B. Meeting Results: Adjourned
C. Debtor(s): Debtor 1 Appeared
D. Attorney for Debtor(s): Appeared
E. Creditor Appearance: None
F. Amount Paid to the Trustee as of 2/21/2014 \$0.00 First Payment Due Date: 2/22/2014
G. File Trustee's Motion to Dismiss because
H. B22C Information: B22C Form is: Complete
Budgeted Income: \$2,073.75 Expense: \$1,663.75 Surplus: \$410.00
Plan Payment: \$419.00 Plan Term(Months): 60
I. Value of Non-Exempt Property: \$100.00 Proposed Amount to Unsecured Creditors: \$0.00
Objection to Exemption of:
Repeat Filing (If case dismissed, it should be with prejudice) Previous Case Numbers: 97-16151-7-okw
Object to Invoke Stay Pleading
Case Converted from Chapter 7, Bar Date Set: 5/22/2014 Date Converted from Chapter 7:
J. Required Information: 2011-12 tax returns
K. Business Information:
L. Object to Confirmation: Yes
Plan fails to provide for Capital Loans \$1,391.90 secured claim
Feasibility until all claims are properly treated
Tax return affidavit states all returns have not been filed
M. Financial Management Class: Debtor 1 Appeared
N. Eligibility:
Certificate of Credit Counseling Filed: Debtor 1 Only
Credit Counseling Provider Approved: Yes
Debt Limits Exceeded (Secured-\$1,081,400; Unsecured-\$360,475): No
O. Domestic Support Obligation: \$0.00 Current: Arrears: \$0.00
Affidavit and Disclosure of Domestic Support Obligations Received: No
P. Remarks: MTD
-2011-12 tax returns
Questions
-Plan fails to provide for Capital Loans \$1,391.90 secured claim
-Feasibility until all claims are properly treated
-Tax return affidavit states all returns have not been filed
Returns are filed and he will provide them today. He will owe less than \$1500 for all 3 years combined.
Also has proof of payment

Dated: 2/21/2014

/s/ Walter O'Cheskey
Standing Bankruptcy Trustee

Walter O'Cheskey

Chapter 13 Trustee

6308 Iola Avenue Lubbock, TX 79424

(806) 748-1980 Phone (806) 748-1956 Fax

By: Brent Hagan

| | |
|---------------------------|-----------------------|
| Case Number: | 14-70017 |
| Debtor: | Ferrell |
| Attorney: | White |
| Presiding Officer: | Brent Hagan |
| Calculation Date: | 2/21/2014 8:45 |

| Domestic Support Input name from Plan | Arrears Enter amount from Plan | Int. Rate Enter from Plan | Term Per Plan | Calculated Monthly Payment | Total Pmt. Per Term of Plan |
|---|---|--|--------------------------------|-----------------------------------|------------------------------------|
| | \$0.00 | 0.00% | 1 | \$0.00 | \$0.00 |
| | \$0.00 | 0.00% | 1 | \$0.00 | \$0.00 |

| Secured Creditor/Collateral Input name from Plan | Value/Claim Amount Enter amount from Plan | Int. Rate Enter from Plan | Term Per Plan | Calculated Monthly Payment | Total Pmt. Per Term of Plan |
|--|--|--|--------------------------------|-----------------------------------|------------------------------------|
| Ally | \$15,620.94 | 6.00% | 60 | \$302.00 | \$18,119.79 |
| Capital Loans -\$1,391.90 not provided for | \$0.00 | 0.00% | 1 | \$0.00 | \$0.00 |
| | \$0.00 | 0.00% | 1 | \$0.00 | \$0.00 |
| | \$0.00 | 0.00% | 1 | \$0.00 | \$0.00 |
| | \$0.00 | 0.00% | 1 | \$0.00 | \$0.00 |
| | \$0.00 | 0.00% | 1 | \$0.00 | \$0.00 |
| | \$0.00 | 0.00% | 1 | \$0.00 | \$0.00 |
| | \$0.00 | 0.00% | 1 | \$0.00 | \$0.00 |
| | \$0.00 | 0.00% | 1 | \$0.00 | \$0.00 |
| | \$0.00 | 0.00% | 1 | \$0.00 | \$0.00 |
| | \$0.00 | 0.00% | 1 | \$0.00 | \$0.00 |
| | \$0.00 | 0.00% | 1 | \$0.00 | \$0.00 |
| | \$0.00 | 0.00% | 1 | \$0.00 | \$0.00 |
| | \$0.00 | 0.00% | 1 | \$0.00 | \$0.00 |
| | \$0.00 | 0.00% | 1 | \$0.00 | \$0.00 |
| | \$0.00 | 0.00% | 1 | \$0.00 | \$0.00 |

| Priority Creditor Input name from Plan | Value/Claim Amount Enter amount from Plan | | Term Per Plan | Calculated Monthly Payment | Total Pmt. Per Term of Plan |
|--|--|--|--------------------------------|-----------------------------------|------------------------------------|
| IRS - \$11,829.40 not provided for | \$0.00 | | 1 | \$0.00 | \$0.00 |
| 2010-13 unas liab taxes | \$0.00 | | 1 | \$0.00 | \$0.00 |
| | \$0.00 | | 1 | \$0.00 | \$0.00 |
| | \$0.00 | | 1 | \$0.00 | \$0.00 |
| | \$0.00 | | 1 | \$0.00 | \$0.00 |
| | \$0.00 | | 1 | \$0.00 | \$0.00 |
| | \$0.00 | | 1 | \$0.00 | \$0.00 |

| | | | | | |
|---|------------|--|--|--|------------|
| Attorney Fees Paid Through the Plan | \$3,376.00 | | | | \$3,376.00 |
| Noticing Fees | \$111.36 | | | | \$111.36 |
| Clerk Filing Fees | \$0.00 | | | | \$0.00 |

| | | | | | |
|--------------------------------|---------------|--------|--|--|--|
| Hardacre Minimum | \$0.00 | <----- | | | |
| Chapter 7 Minimum (Gross) | \$100.00 | | | | |
| Less Trustee Fees | \$10.00 | | | | |
| Less Attorney Fees | \$3,376.00 | | | | |
| Less Noticing Fees | \$111.36 | | | | |
| Less Clerk Filing Fees | \$0.00 | | | | |
| Less Scheduled Priority Claims | \$0.00 | | | | |
| Less Other (Explain Below) | \$0.00 | | | | |
| Chapter 7 Minimum (Net) | \$0.00 | <----- | | | |

Greater Of ----->

| | |
|---|--------------------|
| Total Scheduled General Unsecured Claims (Limits Greater of Hardacre or Chapter 7 Minimum) | \$17,037.00 |
|---|--------------------|

| | |
|---|--------------------|
| Calculated Base (Admin, Secured, Priority, DSO, Lower of Minimum or Sched U/S & Trustee Fee) | \$23,995.57 |
| Debtor Plan Base (Monthly Payment X Term) | \$25,140.00 |
| Surplus (Debtor Plan Base - Calculated Base) | \$1,144.43 |

Comments: